

Brendan J. O'Rourke\*  
*borourke@proskauer.com*  
Kristin H. Neuman\*  
*kneuman@proskauer.com*  
Victoria L. Loughery\*  
*vloughery@proskauer.com*  
PROSKAUER ROSE LLP  
Eleven Times Square  
New York, NY 10036  
Phone: (212) 969-3000  
Facsimile: (212) 969-2900  
\* Admitted *Pro Hac Vice*

Robert H. Horn (SBN #134710)  
*rhorn@proskauer.com*  
PROSKAUER ROSE LLP  
2049 Century Park East, 32nd Floor  
Los Angeles, CA 90067-3206  
Phone: (310) 557-2900  
Facsimile: (310) 557-2193

Attorneys For Defendant-  
Counterclaim Plaintiff Radiancy, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

TRIA BEAUTY, INC.,  
Plaintiff,

vs.

RADIANCY, INC.,  
Defendant.

CASE NO. CV-10-5030 (RS) (NJV)

**PROOF OF SERVICE**

RADIANCY, INC.,  
Counterclaim Plaintiff,

vs.

TRIA BEAUTY, INC.,  
Counterclaim Defendant,

and

KIMBERLY KARDASHIAN,  
Counterclaim Defendant.

1 I declare that: I am employed in the County of Los Angeles, California. I  
2 am over the age of eighteen years and not a party to the within cause; my business  
3 address is 2049 Century Park East, Suite 3200, Los Angeles, California 90067-  
3206.

4 On March 1, 2012, I served the foregoing documents described as:

5 See attached

6 ☒ by placing ☐ the original ☒ true copies thereof enclosed in a sealed  
7 envelope addressed as follows:

8 Peter M. Brody  
9 Ropes & Gray LLP  
10 Prudential Tower  
11 800 Boylston Street  
12 Boston, MA 02199-3600

Michael J. Kump  
Laura D. Castner  
Kinsella Weitzman Iser Kump  
& Aldisert LLP  
808 Wilshire Boulevard, 3rd Floor  
Santa Monica, CA 90401

13 ☐ If By Email: By transmitting a true and correct copy thereof via electronic  
14 facsimile transmission to the above/below listed email address.

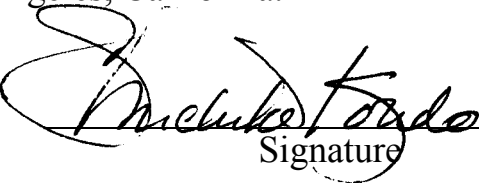
15 ☒ By U.S. Mail: I am readily familiar with the firm's practice for the  
16 collection and processing of correspondence for mailing with the United  
17 States Postal Service and the fact that the correspondence would be  
18 deposited with the United States Postal Service that same day in the ordinary  
19 course of business; on this date, the above-referenced correspondence was  
placed for deposit at Los Angeles, California and placed for collection and  
mailing following ordinary business practices.

20 I declare under penalty of perjury under the laws of the State of California  
21 that the above is true and correct.

22 Executed on March 1, 2012, at Los Angeles, California.

23 S. MICHIKO KONDO

24 Type or Print Name

25   
Signature

DOCUMENTS SERVED

1. Stipulated Request for Expedited Briefing Schedule and Proposed Modification to Case Management Order;
2. [Proposed] Order Granting Stipulated Request for Expedited Briefing Schedule and Proposed Modification to Case Management Order;
3. Defendant-Counterclaim Plaintiff Radiancy, Inc.'s Motion for Administrative Relief Pursuant to Civil Local Rules 7-11 and 79-5 to File a Declaration Exhibit Under Seal;
4. [Proposed] Order Granting Defendant-Counterclaim Plaintiff Radiancy, Inc.'s Motion for Administrative Relief Pursuant to Civil Local Rules 7-11 and 79-5 to File a Declaration Exhibit Under Seal;
5. Declaration of Robert Horn in Support of Defendant-Counterclaim Plaintiff Radiancy, Inc.'s Motion for Administrative Relief Pursuant to Civil Local Rules 7-11 and 79-5 to File a Declaration Exhibit Under Seal;
6. [Redacted Version of] Declaration of Victoria L. Loughery in Support of Radiancy, Inc.'s Motion for Relief From Case Management Scheduling Order;
7. [Unredacted Version of] Declaration of Victoria L. Loughery in Support of Radiancy, Inc.'s Motion for Relief From Case Management Scheduling Order; and
8. [Highlighted Version of] Declaration of Victoria L. Loughery in Support of Radiancy, Inc.'s Motion for Relief From Case Management Scheduling Order